IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FOURTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

-

WRIT PETITION NO : 2614 of 1998

Between:

S.Devaiah, Driver, aged 35 years, H.No.11-2-110, Santhinagar Road, Sircilla, Karimnagar District.

..... PETITIONER

AND

1. Andhra Pradesh State Road Transport Corporation, Rep. by its Vice Chairman & Managing Director, Musheerabad, Hyderabad – 500 020.

2. Depot Manager, Andhra Pradesh State Road Transport Corporation, Sircilla, Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or directions, more in the nature of Writ of Mandamus declaring the proceedings of the second respondent No.01/197(2)/97 SRCL dt.16.08.1997 as illegal, arbitrary and contrary to law and suspend the proceedings of the second respondent and consequently direct the second respondent to pay all benefits.

Counsel for the Petitioner: MR.P.GOVINDA RAJULU

Counsel for the Respondents: SC FOR APSRTC

The Court made the following:

ORDER:

Heard both sides.

The petitioner, who is a Driver, files this writ petition, *inter alia*, seeking a writ of Mandamus as against the impugned orders dated 16.08.1997 imposing punishment of reduction of two increments in regard to certain allegations as found in the charge sheet issued on 19.06.1997.

The impugned order is passed by the second respondent herein, against which, an appeal lies to the Divisional Manager and also further appeals and revisions as provided for under the Regulations. In view of the same, the very writ petition is not maintainable.

The writ petition is accordingly dismissed with liberty to the petitioner to avail the remedies as aforesaid. No costs.

The petitioner shall file such an appeal within a period of six weeks from today and on receipt thereof, the appellate authority shall dispose of the same within a period of three months thereafter.

It is needless to mention that till the disposal of such appeal, the

respondents shall not give effect to the impugned orders.

14.12.2004

Note: Issue CC in one week

(b/o)

VGB

To

1. Andhra Pradesh State Road Transport Corporation, Rep. by its Vice Chairman & Managing Director, Musheerabad, Hyderabad – 500 020.
2. Depot Manager, Andhra Pradesh State Road Transport Corporation, Sircilla, Karimnagar District.
3. 2CD copies.